

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NOS. 95-433-C & 95-467-C - ORDER NO. 95-560 ✓

MARCH 8, 1995

IN RE: Request of WilTel, Inc. for Approval of) ORDER
Revisions to its P.S.C. - S.C. Tariff) APPROVING
No. 1 Introducing Prepaid Calling Service) TARIFF
(REF: TN 95-19).) REVISIONS
)
AND)
)
Request of LDDS of Carolina, Inc. for)
Approval of Revisions to its P.S.C.)
- S.C. Tariff No. 1 Introducing Prepaid)
Calling Service (REF: TN 95-23).)

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of WilTel, Inc. and LDDS of Carolina, Inc. for revisions to the two Companies Tariffs. With this filing, the two Companies are adding Prepaid Calling Card Service (a debit card).

The Companies, pursuant to the instructions of the Executive Director, published at their own expense, a Notice of Filing in newspapers of general circulation in the affected areas, one time. The Companies subsequently provided the Commission's Executive Director with proof of publication. Southern Bell Telephone and Telegraph Company (Southern Bell) intervened in the filing.

Both WilTel and LDDS come before this Commission for permission to introduce a Debit Card Service into their Tariffs.

This Service would enable an end-user to place calls which are charged to a Prepaid Phone Card issued by WilTel and/or LDDS. The characteristics of the new Prepaid Card are set out in detail in the Companies' Tariffs. Prepaid Card Service card balances will be reduced and depleted upon customer usage of the Debit Cards. Each time the card is used, the end-user will hear a message stating the amount of minutes remaining on the card. Sixty seconds prior to the card being depleted, the user will hear a warning announcing the time remaining on the card, and a reminder tone thirty seconds thereafter. When the balance of available time is depleted, the call will be terminated.

The Commission notes Southern Bell's intervention. Pursuant to this intervention both WilTel and LDDS entered into a Stipulation with Southern Bell. Copies of the two Stipulations are attached hereto as Exhibits A and B. The terms of the Stipulations note that, whereas local traffic may be completed using the proposed calling cards, neither WilTel nor LDDS has the ability to block local call completion. The Companies agreed to implement such blocking once it becomes available. Further, both Companies represent that they will not market, advertise, encourage, or offer their services to be used as a method of transporting and completing local calls.

The Commission has examined the terms of both Stipulations, and we hereby approve said Stipulations, and make them a part of this Order.

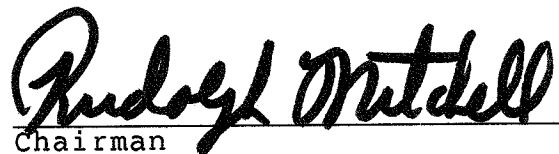
The Commission has examined the proposed offerings of the two

Companies and finds that they are in the public interest. Although we recognize that normally the Commission requires a \$5,000 Certificate of Deposit to be provided for security when a company wishes to offer a Prepaid Debit Card Service, the Commission takes administrative notice of the presence of WilTel and LDDS of Carolina, Inc. in the State of South Carolina. The Companies have a substantial presence in South Carolina. Therefore, the Commission believes that the Certificate of Deposit requirement should be waived.

IT IS THEREFORE ORDERED THAT:

1. The proposed revisions to the Tariffs of WilTel and LDDS, which introduce a Prepaid Calling Card are hereby approved.
2. The Stipulations between WilTel and LDDS and Southern Bell are hereby approved and made a part of this Order.
3. The Certificate of Deposit requirement is hereby waived in these Dockets.
4. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 95-433-C

IN RE:)
)
REVISIONS TO WILTEL, INC.'S)
P.S.C. - S.C. TARIFF NO. 1)
INTRODUCING PREPAID CALLING) STIPULATION
SERVICE)
_____)

The Applicant, Wiltel, Inc. ("Wiltel"), and Southern Bell Telephone and Telegraph Company ("Southern Bell"), as Intervenor, by and through their undersigned counsel, hereby stipulate as follows:

- (1) Any grant of authority shall clearly be for interLATA services and such intraLATA services as contemplated by PSC Order No. 93-462, dated June 3, 1993.
- (2) Wiltel represents that the services for which it seeks authority through this Application are not intended to be used to complete local calls. Wiltel agrees that it is not seeking authority in this docket to authorize it to complete local calls. Further, Wiltel agrees that it will not use either this Stipulation or the services specified in the tariffs filed in the above-captioned docket as grounds upon which to argue before this Commission that Wiltel should be authorized to transport and complete local calls. Wiltel represents that it will not market, advertise, encourage, or offer its services to be used as a method of transporting and completing local calls.

(3) Wiltel affirms that, at this time, it cannot prevent the completion of local calls on its network by customers using the services specified in the tariffs filed in the above-captioned docket. For this reason, Wiltel cannot stipulate that its customers will not complete local calls using its services. Therefore, Wiltel may bill for completion of local calls and collect the revenues therefore. When it becomes technically and practically possible for Wiltel to implement blocking of local call completion using the services of Wiltel, Wiltel will implement such blocking until such time as it has obtained authority from the South Carolina Public Service Commission to transport and complete local calls.

Based upon the acceptance of this Stipulation by the Commission, Southern Bell hereby withdraws its intervention in this docket.

AGREED AND STIPULATED TO:

By: Frank R. Ellerbe, III
Frank R. Ellerbe, III
ROBINSON, MCFADDEN, & MOORE, P.C.
1901 Main Street
P. O. Box 944
Columbia, South Carolina 29202

Attorney for Wiltel, Inc.

AGREED AND STIPULATED TO:

By: Harry M. Lightsey, III, Esq
Harry M. Lightsey, III, Esq
821-1600 Hampton Street
P.O. Box 752
Columbia, SC 29202
803-748-8700

Attorney for Southern Bell
Telephone & Telegraph Co.

Columbia, South Carolina

March 6, 1995

STATE OF SOUTH CAROLINA)
) CERTIFICATE OF SERVICE
COUNTY OF RICHLAND)

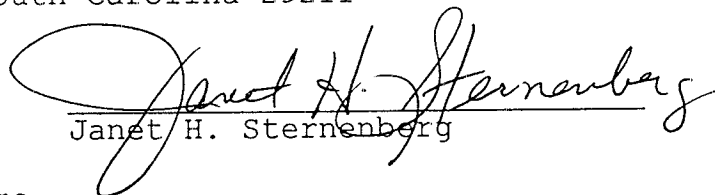
PERSONALLY APPEARED before me, Janet H. Sternenber, who
being duly sworn, deposes and says that she is employed by the
Legal Department of Southern Bell Telephone and Telegraph Company
and that she has caused the Stipulation of Southern Bell in Docket
No. 95-433-C to be served by placing such in the care and custody
of the United States Postal Service, with first-class postage
affixed thereto and addressed to the following this March 6th, 1995
upon the following:

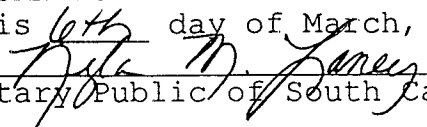
Frank R. Ellerbe, III
ROBINSON, MCFADDEN, & MOORE, P.C.
1901 Main Street
P. O. Box 944
Columbia, South Carolina 29202

Ms. Courtney Baugher
WilTel, Inc.
One Williams Center
Post Office Box 21348
Tulsa, Oklahoma 74121

Philip S. Porter, Esquire
Acting S. C. Consumer Advocate
Post Office Box 5757
Columbia, South Carolina 29250

F. David Butler, Esquire
General Counsel
S. C. Public Service Commission
Post Office Box 11649
Columbia, South Carolina 29211


Janet H. Sternenber

SWORN TO AND SUBSCRIBED before me
this 6th day of March, 1995
 (L.S.)
Notary Public of South Carolina

My Commission Expires: 3-25-02

BEFORE THE PUBLIC SERVICE
COMMISSION OF SOUTH CAROLINA
DOCKET NO. 95-467-C

IN RE:)	
)	
STIPULATIONS TO LDDS OF CAROLINA,)	
INC. S.C. P.S.C. TARIFF NO. 1)	STIPULATION
INTRODUCING PREPAID CALLING)	
SERVICE)	
)	

The Applicant, LDDS of Carolina, Inc. ("LDDS"), and Southern Bell Telephone and Telegraph Company ("Southern Bell"), as Intervenor, by and through their undersigned counsel, hereby stipulate as follows:

- (1) Any grant of authority shall clearly be for interLATA services and such intraLATA services as contemplated by PSC Order No. 93-462, dated June 3, 1993.
- (2) LDDS represents that the services for which it seeks authority through this Application are not intended to be used to complete local calls. LDDS agrees that it is not seeking authority in this docket to authorize it to complete local calls. Further, LDDS agrees that it will not use either this Stipulation or the services specified in the tariffs filed in the above-captioned docket as grounds upon which to argue before this Commission that LDDS should be authorized to transport and complete local calls. LDDS represents that it will not market, advertise, encourage, or offer its services to be used as a method of transporting and completing local calls.

(3) LDDS affirms that, at this time, it cannot prevent the completion of local calls on its network by customers using the services specified in the tariffs filed in the above-captioned docket. For this reason, LDDS cannot stipulate that its customers will not complete local calls using its services. Therefore, LDDS may bill for completion of local calls and collect the revenues therefore. When it becomes technically and practically possible for LDDS to implement blocking of local call completion using the services of LDDS, LDDS will implement such blocking until such time as it has obtained authority from the South Carolina Public Service Commission to transport and complete local calls.

Based upon the acceptance of this Stipulation by the Commission, Southern Bell hereby withdraws its intervention in this docket.

AGREED AND STIPULATED TO:

By: Frank R. Ellerbe, III
Frank R. Ellerbe, III
ROBINSON, MCFADDEN, & MOORE, P.C.
1901 Main Street
P. O. Box 944
Columbia, South Carolina 29202

Attorney for LDDS of Carolina,
Inc.

AGREED AND STIPULATED TO:

By: Harry M. Lightsey, III, Esq
Harry M. Lightsey, III, Esq
821-1600 Hampton Street
P.O. Box 752
Columbia, SC 29202
803-748-8700

Attorney for Southern Bell
Telephone & Telegraph Co.

Columbia, South Carolina

March 6, 1995

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

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) CERTIFICATE OF SERVICE
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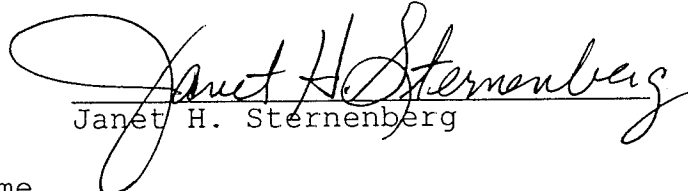
PERSONALLY APPEARED before me, Janet H. Sternenberg, who being duly sworn, deposes and says that she is employed by the Legal Department of Southern Bell Telephone and Telegraph Company and that she has caused the Stipulation of Southern Bell in Docket No. 95-467-C to be served by placing such in the care and custody of the United States Postal Service, with first-class postage affixed thereto and addressed to the following this March 6th 1995 upon the following:

Frank R. Ellerbe, III
ROBINSON, MCFADDEN, & MOORE, P.C.
1901 Main Street
P. O. Box 944
Columbia, South Carolina 29202

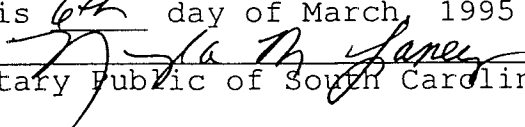
Ms. Mary Ann Wall
Senior Tariff Specialist
LDDS Communications, Inc.
1515 South Federal Highway
Suite 400
Boca Raton, Florida 33482-7404

Philip S. Porter, Esquire
Acting S. C. Consumer Advocate
Post Office Box 5757
Columbia, South Carolina 29250

F. David Butler, Esquire
General Counsel
S. C. Public Service Commission
Post Office Box 11649
Columbia, South Carolina 29211


Janet H. Sternenberg

SWORN TO AND SUBSCRIBED before me
this 6th day of March, 1995


Notary Public of South Carolina

(L.S.)

My Commission Expires: 3-25-02